

**MINUTES OF THE RESERVE TRUST MANAGER MEETING
OF THE BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 TAMAR STREET, BALLINA,
ON 22/02/18 AT 12 NOON**

Attendance

Crs David Wright (Mayor - in the chair), Sharon Parry, Jeff Johnson, Eoin Johnston, Stephen McCarthy, Nathan Willis, Sharon Cadwallader and Ben Smith.

Paul Hickey (General Manager), John Truman (Group Manager Civil Services), Matthew Wood (Group Manager Development and Environmental Health), and Sandra Bailey (Secretary) were in attendance.

There were ten people in the gallery at this time.

1. Apologies

Apologies were received from Cr Phillip Meehan and Cr Keith Williams.

RT220218/1 RESOLVED

(Cr Ben Smith/Cr Nathan Willis)

That such apologies be accepted and leave of absence granted.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Phillip Meehan and Cr Keith Williams

2. Declarations of Interest

- **Cr Nathan Willis** – declared an interest in Item 5.2 – Markets on Public Land - Produce Stall Missingham Park. (Nature of Interest: significant, non pecuniary – a political colleague is the market manager for the Ballina Farmers Markets). He will be departing the meeting while the matter is discussed.

3. Confirmation of Minutes

RT220218/2 RESOLVED

(Cr Sharon Parry/Cr Jeff Johnson)

That the Reserve Trust confirms the Minutes of the Reserve Trust Meeting of Ballina Shire Council held on Thursday 25 January 2018.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Phillip Meehan and Cr Keith Williams

**MINUTES OF THE RESERVE TRUST MANAGER MEETING
OF THE BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 TAMAR STREET, BALLINA,
ON 22/02/18 AT 12 NOON**

4. Deputations

- **Joanne Smith** – spoke in opposition to Item 5.2 – Markets on Public Land – Produce Stall Missingham Park.

5. Committee Reports

Cr Nathan Willis declared an interest in Item 5.2 and left the meeting at 12:05 pm.

5.2 Markets on Public Land - Produce Stall Missingham Park

A **Motion** was moved by Cr Sharon Cadwallader

That the Trust declines the grant of a new licence to A & J Smith for the operation of a single produce stall at Missingham Park as there is a viable alternative option available to operate at the Commemoration Park market.

The **Motion LAPSED**.

RT220218/3 RESOLVED

(Cr Jeff Johnson/Cr Sharon Parry)

1. That the Trust contact the Ballina Farmers Market Manager and express support for welcoming an application by A & J Smith to rejoin the Ballina Farmers Market on Sunday based on their current mode of operation.
2. That until such time as A and J Smith rejoin the Ballina Farmers Market that they are allowed to continue to trade on Saturday in their current location, for a maximum period of three months.
3. That the Trust mediate to ensure that point one above occurs.

FOR VOTE - Cr David Wright, Cr Sharon Parry, Cr Jeff Johnson, Cr Eoin Johnston, Cr Sharon Cadwallader and Cr Ben Smith

AGAINST VOTE - Cr Stephen McCarthy

ABSENT. DID NOT VOTE - Cr Phillip Meehan, Cr Nathan Willis and Cr Keith Williams

**MINUTES OF THE RESERVE TRUST MANAGER MEETING
OF THE BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 TAMAR STREET, BALLINA,
ON 22/02/18 AT 12 NOON**

Cr Nathan Willis returned to the meeting at 12:37 pm.

5.1 Use of Council Seal

RT220218/4 RESOLVED

(Cr Ben Smith/Cr Sharon Cadwallader)

That Council, as Reserve Trust Manager for the Ballina Saunders Park Reserve Trust (R83963), affix the Common Seal in relation to the following document:

Licence agreement for part lot 4 DP 1153430 (Cnr Clarence and Swift Streets, Ballina), between the Ballina Saunders Park Reserve Trust and The Ballina Community Gardens Inc, at a nominal licence fee, for the period 27 August 2017 to 26 August 2018.
--

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Phillip Meehan and Cr Keith Williams

5.3 Crown Land Tenure Renewals

RT220218/5 RESOLVED

(Cr Ben Smith/Cr Sharon Cadwallader)

That the Trusts place the properties listed in Table 1 of this report into a holding over period under existing tenure agreements for a period of 12 months or until the *Crown Land Management Act 2016* commences operation.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Phillip Meehan and Cr Keith Williams

**MINUTES OF THE RESERVE TRUST MANAGER MEETING
OF THE BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 TAMAR STREET, BALLINA,
ON 22/02/18 AT 12 NOON**

5.4 Discovery Holiday Park - Proposed Lease

RT220218/6 RESOLVED

(Cr Sharon Cadwallader/Cr Nathan Willis)

1. That the Trust offer a temporary licence to Discovery Parks for a period of 12 months at a commercial return in accordance with the attached valuation.
2. That the Trust commences formal negotiations with Discovery Parks to determine an approach to the occupation of the land following the expiry of the licence granted under point one.
3. That the outcomes of the negotiations undertaken under point two be reported to the Trust.
4. That the seal of Council, as Reserve Trust Manager, is authorised to be affixed to any document required to give effect to this resolution including entering into tenure, subdivision or leasehold plans, development applications, contracts, orders or any other agreement.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Phillip Meehan and Cr Keith Williams

MEETING CLOSURE

12.39 pm